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2010R00148/JW **JAN 24 2011**

AT 8:30 UNITED STATES DISTRICT COURT
WILLIAM T. WALSH DISTRICT OF NEW JERSEY
CLERK

UNITED STATES OF AMERICA : Criminal No. **11-37**
v. : 18 U.S.C. §§ 287 and 2
STEPHEN PIRRONE :

I N D I C T M E N T

The Grand Jury in and for the District of New Jersey,
sitting at Newark, charges:

COUNTS ONE THROUGH SIX

(False Claims)

1. At all times relevant to this Indictment:

a) Defendant PIRRONE was a resident of New Jersey.

b) A family member of Defendant PIRRONE, known to the
Grand Jury but not charged herein, (hereinafter "Family
Member 1") was a resident of New Jersey.

c) Neither Defendant PIRRONE nor Family Member 1 were
employees of the following entities after December 31, 2002:

i. All Investments Inc. (hereinafter "AI");

ii. Asian Transportation Inc. (hereinafter "ATI");

iii. Culver Transport Inc. (hereinafter "CT");

iv. FDX Inc. (hereinafter "FDX"); and

v. Romac Express Inc. (hereinafter "Romac").

d) None of the above-referenced entities filed any
documentation with the Internal Revenue Service which
indicated that either Defendant PIRRONE or Family Member 1

were employees after December 31, 2002.

The Scheme and Artifice to Defraud

2. From at least as early as January 31, 2006, until on or about April 15, 2009, in the District of New Jersey and elsewhere, Defendant

STEPHEN PIRRONE

did knowingly devise and intend to devise a scheme and artifice to defraud and to obtain money and property, by means of false and fraudulent pretenses, representations and promises, as set forth below.

3. The object of the scheme and artifice to defraud was for Defendant PIRRONE to create materially false and fraudulent self-employment income amounts and materially false and fraudulent employment income amounts for himself and Family Member 1, so as to qualify himself and Family Member 1 to tax refunds to which they were not entitled.

4. Defendant PIRRONE created false Forms W-2 for himself and Family Member 1 that contained fabricated names of employers and names of employers who did not employ Defendant PIRRONE or Family Member 1, and that contained fabricated amounts of tax withholdings.

5. Knowing that the false information contained in these Forms W-2 would be used to create tax returns claiming refunds for himself and/or Family Member 1, Defendant PIRRONE caused the false Forms W-2 to be submitted, as purportedly legitimate, to commercial tax return preparers. The false Forms W-2 which

Defendant PIRRONE created were used by the commercial tax return preparers to prepare false 2003 through 2008 federal income tax returns, which were filed with the IRS by the tax return preparers, on behalf of Defendant PIRRONE and Family Member 1. As a result of the submission to the commercial tax return preparers of the false Forms W-2, these returns claimed tax refunds to which Defendant PIRRONE and Family Member 1 were not entitled.

6. On or about the dates listed below, in the District of New Jersey and elsewhere, Defendant

STEPHEN PIRRONE

knowingly made and presented, and caused to be made and presented, to the Internal Revenue Service, an agency of the United States Department of the Treasury, claims upon and against the United States for payment, which he knew to be false, fictitious and fraudulent, by preparing and causing to be prepared, and filing and causing to be filed, federal income tax returns for the tax years and individuals identified below, containing claims for income tax refunds for the approximate amounts listed below, knowing such claims to be false, fictitious and fraudulent:

Count	Year of Return	Date Filed	Claimed Wages/ Company	Claimed Withholding	Amount Refunded
1	2003	1/31/06	\$113,076.90 Family Member 1/ FDX \$97,999.98 Stephen Pirrone/ ATI	\$72,359.16	\$33,741

Count	Year of Return	Date Filed	Claimed Wages/ Company	Claimed Withholding	Amount Refunded
2	2004	1/31/06	\$196,000.00 Family Member 1/ FDX	\$51,360	\$21,062
3	2005	4/15/06	\$156,000.00 Stephen Pirrone/ CT	\$49,885	\$31,877.28
4	2006	4/15/07	\$86,250.00 Stephen Pirrone/ CT \$27,282.00 Stephen Pirrone/ AI	\$64,054	\$46,718
5	2007	4/15/08	\$156,000.00 Stephen Pirrone/ CT \$54,000.00 Stephen Pirrone/ AI	\$77,421	\$60,144.45
6	2008	4/15/09	\$48,000.00 Stephen Pirrone/ Romac	\$8,588	\$6,813

In violation of Title 18, United States Code, Sections
287 and 2.

A TRUE BILL


PAUL J. FISHMAN
UNITED STATES ATTORNEY

CASE NUMBER: 11-CR-37

United States District Court
District of New Jersey

UNITED STATES OF AMERICA

v.

STEPHEN PIRRONE

INDICTMENT FOR

18 U.S.C. §§ 287 and 2

A True Bill,

Foreperson

PAUL J. FISHMAN
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